IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

WP(C).No. 7154 of 2007(B)

PETITIONER:

SMT. MARY, W/O. PHILIP,
KAPPANI HOUSE, MAVINCHUVADU, KALLUR VILLAGE,
MUKUNDAPURAM TALUK, THRISSUR.

BY ADV. SRI.C.D.DILEEP

RESPONDENTS:

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1. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES/ARBITRATOR-CUM-SALE OFFICER, THRISSUR DISTRICT CO-OPERATIVE BANK LTD., KURUPPAM ROAD, THRISSUR.

2. THE GENERAL MANAGER, THRISSUR DISTRICT CO-OPERATIVE BANK LTD.,THRISSUR.

BY ADV. SHRI.T.R.HARIKUMAR, SC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE NOTICE ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER DATED 02/02/2006.

// TRUE COPY //

PA TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 7154 OF 2007

Dated this the 4th day of April, 2007

JUDGMENT

Even though petitioner was granted conditional interim order, petitioner has not complied with the same, and therefore stay is no longer in force. Obviously respondents are free to proceed for sale of the petitioner's property. However, if petitioner offers payment within a reasonable time of atleast two months from today, there will be direction to the second respondent to grant OTS benefit to the petitioner. However, if payment is not made within two months from today, OTS benefit granted will stand automatically vacated and respondents will be free to proceed for recovery of the entire amount due. Incentives under OTS Scheme should be communicated to the petitioner's immediately on production of copy this judgment for payment.

W.P. is disposed of as above.

(C.N.RAMACHANDRAN NAIR)
Judge